

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND

EERIK HEINE,

Plaintiff,

v

JURI RAUS,

Defendant.

Civil Action No. 15952

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DECLASSIFIED AND RELEASED BY
CENTRAL INTELLIGENCE AGENCY
SOURCES METHODS EXEMPTION 3B2B
NAZI WAR CRIMES DISCLOSURE ACT
DATE 2003 2008

CLAIM OF PRIVILEGE BY THE
CENTRAL INTELLIGENCE AGENCY

The plaintiff has filed suit against the defendant for slander in connection with statements made by the defendant on occasions specified in paragraphs five, six and seven of the Complaint. As is shown by affidavits previously filed in this case by the Deputy Director of Central Intelligence, the defendant on those occasions was acting as an employee of the Central Intelligence Agency and made the statements in question pursuant to instructions from this Agency.

The plaintiff has requested taking testimony from the defendant, and interrogation in that regard of the defendant is scheduled in this Court on April 28, 1966.

The information respecting the employment by this Agency of Juri Raus previously furnished to the Court was released by the Agency in light of all the circumstances then existing. However, after a personal review and consideration of the facts concerning this Agency's employment of Juri Raus, I have determined that, when he appears in Court on April 28, 1966 for the purpose of giving testimony in this case, he must respectfully decline to answer questions which would elicit information

that relates to intelligence sources and methods and which I have prohibited from disclosure pursuant to the provisions of 50 U.S.C. 403g.

The United States, through its attorney, has objected and still objects to the disclosure of any information relating to Mr. Raus' employment by this Agency that Mr. Raus has been instructed not to disclose. Disclosure of such information would be contrary to the interests of the United States in protecting the security of its foreign intelligence activities.

I am instructing Mr. Lawrence R. Houston, General Counsel of the Central Intelligence Agency, to appear personally in Court on behalf of the Agency on April 28, 1966 to assist in protecting information relating to intelligence sources and methods. Mr. Houston, will, of course, be accompanied at the hearing by attorneys for the United States who will assert the Government's claim of privilege with respect to the matters referred to above.

For the reasons stated above and for the purpose of effectuating the duties imposed on the Central Intelligence Agency by Section 403(d) of Title 50, United States Code, I consider that the compulsory disclosure of further information relating to intelligence sources and methods would be contrary to the security interests of the United States. Accordingly, pursuant to the

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authority vested in me as Director of Central Intelligence, I formally assert the privileged status of such information and must respectfully decline to permit its disclosure.

April 27, 1966

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W. F. RABORN

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